



ORDER OF DETERMINATION (Revised 5/9/14)
May 8, 2014

DATE THE DECISION ISSUED
April 30, 2014

CASE TITLE – PAULA DATESH V. SHARON PAGE RICHIE AND HOWARD LAZAR, SAN FRANCISCO
ARTS COMMISSION (File No. 14016)

FACTS OF THE CASE

Paula Datesh (Complainant) made a complaint alleging that Sharon Page Richie and Howard Lazar, San Francisco Arts Commission (Respondent) violated provisions of the Sunshine Ordinance by failing to post meeting minutes in a timely manner.

COMPLAINT FILED

On various dates Ms. Datesh filed complaints against the San Francisco Arts Commission alleging failure to post multiple meeting minutes in a timely manner.

HEARING ON THE COMPLAINT

On April 30, 2014, Ms. Datesh appeared before the Task Force and presented her claim. Kate Patterson-Murphy, Arts Commission (Respondent), presented the Arts Commission's defense.

The issue in the case was whether the Arts Commission violated Sections 67.16 of the Sunshine Ordinance.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Based on the testimony and evidence presented, the Task Force finds the testimony of Ms. Datesh to be persuasive and finds Sunshine Ordinance Sections 67.16 and 67.29-2 to be applicable to this case for failure to post the Executive Committee's meeting minutes of March 25, August 26, September 23, October 28, and November 25, 2013, in a timely manner. The Respondent acknowledged their error and agreed with the findings of the Sunshine Ordinance Task Force.

DECISION AND ORDER OF DETERMINATION

The Task Force finds the San Francisco Arts Commission in violation of Section 67.16 and 67.29-2 for failure to post the Executive Committee's meeting minutes of March 25, August 26, September 23, October 28, and November 25, 2013, in a timely manner. The San Francisco Arts Commission shall post the minutes of the Executive Committee meeting for March 25, August 26, September 23, October 28, and November 25, 2013, online within 5 working days and appear before the Compliance and Amendments Committee at a meeting to be determined.

This Order of Determination was adopted by the Sunshine Ordinance Task Force on April 30, 2014, by the following vote: (Pilpel/Knee)

Ayes: Knee, Pilpel, Sims, David, Hyland, Oka, Fischer, Grant

Noes: None

Absent: Washburn

A handwritten signature in black ink, appearing to read 'L. E. Fischer', with a long horizontal flourish extending to the right.

Louise Fischer, Vice-Chair
Sunshine Ordinance Task Force

c: Nicholas Colla, Deputy City Attorney
Jerry Threet, Deputy City Attorney
Paula Datesh, Complainant
Howard Lazar, SF Arts Commission
Sharon Page Richie, SF Arts Commission
Kate Patterson, SF Arts Commission